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210 N. Park Ave.  
Winter Park, FL  
32789

P.O. Drawer 200  
Winter Park, FL  
32790-0200

Tel: 407-740-8575  
Fax: 407-740-0613  
tmi@tminc.com

April 5, 2006  
Via Overnight Delivery

Docket Control Center  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007-2927

AZ CORP COMMISSION  
DOCUMENT CONTROL

**RE: Phone1, Inc – Docket No. T-04297A-04-0918**

Docket Control:

Enclosed for filing is an original and thirteen (13) copies of a tariff revision filed on behalf of Phone1, Inc. This tariff revision adds new toll services to the tariff, along with new text in relation thereto. The Company respectfully requests an effective date of May 6, 2006 for this filing. The filing consists of the following pages:

| Page:                                | Change:   |
|--------------------------------------|---|
| 2 <sup>nd</sup> Revised Page 2       | Updates the Check Sheet   |
| 1 <sup>st</sup> Revised Page 7       | Adds new terms  |
| 1 <sup>st</sup> Revised Pages 9 – 10 | Adds new terms  |
| 1 <sup>st</sup> Revised Page 12      | Adds new terms; moves terms to new Page 12.1                    |
| Original Page 12.1                   | Adds new terms; inserts terms moved from Page 12                |
| 1 <sup>st</sup> Revised Page 16      | Adds new language to Liabilities of the Company                 |
| 1 <sup>st</sup> Revised Page 18      | Adds new language to Payment for Service                        |
| 1 <sup>st</sup> Revised Page 20      | Adds new language to Return Check Charge                        |
| 1 <sup>st</sup> Revised Page 22      | Adds new language to Denial of Access to Service by the Company |
| Original Pages 43.1 – 43.5           | Introduces new Phone1 Toll Services                             |
| Original Page 53                     | Introduces Phone1 Toll Services rates                           |

Please acknowledge receipt of this filing by date stamping the extra copy of this cover letter and returning it in the self - addressed, stamped envelope enclosed for this purpose. Any questions you may have regarding this filing may be directed to me at 407-740-8575 or via email at [mbyrnes@tminc.com](mailto:mbyrnes@tminc.com).

Sincerely,

Monique Byrnes  
Consultant to Phone1, Inc.

MB/jlh  
Enclosure

cc: O. Lew – Phone1  
file: Phone1 - AZ  
tms: AZo0601

**CHECK SHEET**

Pages of this tariff, as indicated below, are effective as of the date shown at the bottom of the respective pages. Original and revised pages, as named below, comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

| <b>PAGE</b> | <b>REVISION</b>         |   | <b>PAGE</b> | <b>REVISION</b>         |   |
|-------------|-------------------------|---|-------------|-------------------------|---|
| 1           | Original                |   | 29          | Original                |   |
| 2           | 2 <sup>nd</sup> Revised | * | 30          | Original                |   |
| 3           | Original                |   | 31          | Original                |   |
| 4           | Original                |   | 32          | Original                |   |
| 5           | Original                |   | 33          | Original                |   |
| 6           | Original                |   | 34          | 1 <sup>st</sup> Revised |   |
| 7           | 1 <sup>st</sup> Revised | * | 35          | 1 <sup>st</sup> Revised |   |
| 8           | Original                |   | 36          | 1 <sup>st</sup> Revised |   |
| 9           | 1 <sup>st</sup> Revised | * | 37          | Original                |   |
| 10          | 1 <sup>st</sup> Revised | * | 38          | Original                |   |
| 11          | Original                |   | 39          | 1 <sup>st</sup> Revised |   |
| 12          | 1 <sup>st</sup> Revised | * | 40          | 1 <sup>st</sup> Revised |   |
| 12.1        | Original                | * | 41          | 1 <sup>st</sup> Revised |   |
| 13          | Original                |   | 42          | 1 <sup>st</sup> Revised |   |
| 14          | Original                |   | 43          | 1 <sup>st</sup> Revised |   |
| 15          | Original                |   | 43.1        | Original                | * |
| 16          | 1 <sup>st</sup> Revised | * | 43.2        | Original                | * |
| 17          | Original                |   | 43.3        | Original                | * |
| 18          | 1 <sup>st</sup> Revised | * | 43.4        | Original                | * |
| 19          | Original                |   | 43.5        | Original                | * |
| 20          | 1 <sup>st</sup> Revised | * | 44          | Original                |   |
| 21          | Original                |   | 45          | Original                |   |
| 22          | 1 <sup>st</sup> Revised | * | 46          | 1 <sup>st</sup> Revised |   |
| 23          | Original                |   | 47          | 1 <sup>st</sup> Revised |   |
| 24          | Original                |   | 48          | 1 <sup>st</sup> Revised |   |
| 25          | Original                |   | 49          | 1 <sup>st</sup> Revised |   |
| 26          | Original                |   | 50          | 1 <sup>st</sup> Revised |   |
| 27          | Original                |   | 51          | 1 <sup>st</sup> Revised |   |
| 28          | Original                |   | 52          | 1 <sup>st</sup> Revised |   |
|             |                         |   | 53          | Original                | * |

\* - indicates those pages included with this filing

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100 No. Biscayne Boulevard, 25<sup>th</sup> Floor  
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## SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS

Certain terms used generally throughout this tariff, particularly those for specialized common carrier communication channels furnished by the Company over its facilities are defined below:

**ACC** - refers to the Arizona Corporation Commission.

**Access** - Access to the Company's services are provided by one or more or a combination of the following methods: pre-subscription in equal access areas, direct access, 800, 950 and 10XXX dialing sequences.

**Access Code** - A sequence of numbers that, when dialed, connect the caller to the provider of services associated with that sequence.

**Aggregator** - Any person, excluding local exchange carriers and cellular service providers, that, in the ordinary course of its operations, make telephones available to the public or to transient users of its premises, for intrastate telephone calls using a provider of operator services.

**Authorization Code** - A numerical code, one or more of which may be assigned to a Customer, to enable the Company to identify the origin of the Service User so the Company may rate and bill the call. All Authorization Codes shall be the sole property of the Company and no Customer shall have any property or other right or interest in the use of any particular Authorization Code. Automatic Numbering Identification ("ANI") may be used as or in connection with the Authorization Code.

**Authorized User** - A person or entity that accesses the Company's services. An Authorized User is responsible for compliance with this tariff.

**Automatic Numbering Identification (ANI)** - A type of signaling provided by a local exchange telephone company that automatically identifies the local exchange line from which a call originates.

**Available Usage Balance** - The amount of usage remaining on a Prepaid Account at any particular point in time. Each Prepaid Account has an Initial Account Balance that is stated either in U.S. dollars or Call Units, depending upon the type of service. The Available Balance is depleted as the Customer utilizes services provided by the Company.

(N)  
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(N)

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, CONT'D.)**

**Customer** - The term "Customer" denotes the person, partnership, association, joint stock company, trust, corporation, or governmental entity or any other entity that is responsible for payment of charges and for compliance with this tariff.

**Customer - Provided Facilities** - The term "Customer - Provided Facilities" denotes all communications facilities provided by the Customer and/or Authorized User other than those provided by the Company.

**Debit Card** - A pre-established account number (typically associated with a card), issued by the Company and purchased by a Customer for access to the Company's network for the purpose of placing long distance telephone calls.

**Depletion** - Real time reductions in the Available Usage Balance, based on usage of the customer Prepaid Account. (N)

**Direct Dialed Call** - An intrastate telephone call that is automatically completed and billed to the telephone number from which the call originated without the automatic or live assistance of an operator. (N)

**Equal Access** - Has the meaning given that term in Appendix B of the Modification of Final Judgment entered August 24, 1982, in United States vs. Western Electric, Civil Action No. 82-0192 (United States District Court, District of Columbia), as amended by the Court in its orders issued prior to October 17, 1990.

**Equal Access Code** - An access code that allows the public to obtain an equal access connection to the carrier associated with that code.

**Exchange** - The term "Exchange" denotes a unit established by the Local Exchange Carrier for the administration of communications service in a specified area that usually embraces a city, town or village and its environs. It consists of one or more Central Offices together with the associated facilities used in furnishing communications service within that area.

**Initial Usage Balance** - The amount of usage on a Prepaid Account upon issuance and before any depleting call activity. (N)

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, CONT'D.)**

**Intrastate Message Telecommunications Service ("MTS")** - The term "Intrastate Message Telecommunications Services" denotes the furnishing of direct dialed and operator-assisted intrastate switched service to the Customer for the completion of long distance voice and dial-up low speed data transmissions over voice grade channels between points wholly within the State of Arizona.

**Local Exchange Carrier ("LEC")** - The term "Local Exchange Carrier" denotes any telephone company that provides local telephone service to Customers within a defined area.

**Marks** - A collective term to mean such items as trademarks, service marks, trade names and logos; copyrighted words, artwork, designs, pictures or images; or any other device or merchandise to which legal rights or ownership are held or reserved by an entity.

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**Measured Charge** - A charge assessed on a per minute or incremental basis in calculating a portion of the charges due for a completed call.

**Operator Assisted Call** - An intrastate telephone connection completed through the use of the Company's operator.

**Operator Service Charge** - A non-measured (fixed) charge that is added to a measured charge in calculating the total tariff charges due for a completed Operator Assisted call.

**Operator Services** - Any telecommunication service that includes, as a component, any automatic or live assistance to a Customer or its Authorized User to arrange for billing or completion, or both, of an intrastate interLATA telephone call through a method other than:

- (i) automatic completion with billing to the telephone from which the call originated; or
- (ii) completion through an access code used by an Authorized User, with billing to an account previously established with the carrier by the Authorized User.

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, CONT'D.)**

**Premise** - The term "Premise" denotes a building or buildings on contiguous property (except railroad rights-of-way, etc.) not separated by a public highway.

**Prepaid Account** - An account that consists of a pre-paid usage balance depleted on a real-time basis during each Prepaid Service call.

**Prepaid Card** - A card issued by the Company which provides the Customer with a Personal Identification Number and instructions for accessing the Carrier's network.

**Prepaid Service Call** - A service accessed via a "1-800" or other access code dialing sequence whereby the Customer or Authorized User dials all of the digits necessary to route a call. Network usage for each call is deducted from the available usage balance on a Company issued Prepaid Account.

**Presubscribed Provider of Operator Services** - The intrastate provider of Operator Services to which the Authorized User is connected when the Authorized User places a call using a provider of operator services without dialing a special access code.

**Provider of Operator Services** - Any common carrier that provides operator services or any other person determined by the Federal Communications Commission and/or the Arizona Corporation Commission to be providing operator services.

**Real Time Rated** - An intrastate call placed with the assistance of an operator, for which charges are collected by an Aggregator, normally a hotel or motel, may be a hospital, from the guest or occupant of the room from which the call originated. A call of this type requires that the Company communicate the call detail and charges back to the originating location following completion of the call. This service is provided only where authorized by the Aggregator. Calls of this type are rated according to the Real Time Rate Schedules herein.

**Renewal** - A method of replenishing a Prepaid Account's Available Usage Balance with additional minutes of usage as authorized and paid for by the Customer.

*Material previously found on this Page is now located on Page 12.1*

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**SECTION 1 - TECHNICAL TERMS AND ABBREVIATIONS, CONT'D.)**

**Sent Paid Coin** - Sent paid coin rates apply to calls placed from pay telephone stations and paid for by depositing coins at the pay telephone and are rated in real time. A call of this type requires the Company to communicate and collect the charges from the originating location.

(M)

**Service** - Intrastate telecommunications service provided to a Customer or Authorized User by the Company.

(M)

**Sponsor** - A corporation or other legal entity that exclusively permits the use of its Marks to the Company for use with telephone cards (prepaid or otherwise) or other merchandise, and contracts with the Company for the marketing of the services described herein.

(N)

(N)

**Third Party Calls** - An Operator Assisted call for which charges are billed not to the originating number, but to a third party telephone number which is neither the originating nor the terminating telephone number.

(M)

(M)

*Material found on this page was previously located on Page 12*

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## 2.4 Liabilities of Company, (Cont'd.)

- $$\begin{array}{c} (\mathbf{N}) \\ | \\ \vdots \\ | \\ (\mathbf{N}) \end{array}$$

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)****2.8 Payment for Service****2.8.1 Billing and Credit Regulations**

The charges for service are due when billed and are billed and collected by the Company or its authorized agent, or the connecting company from whose service point the messages were sent paid or at whose service point the messages were received collect.

**2.8.2 Payment for Service**

The Customer is responsible for payment of all charges for services, including charges for service originated or charges accepted at the Customer's service point. This includes payment for calls or services originated at the Customer's number(s); placed using a Prepaid Card as a form of payment regardless of the purchaser of the card or the originating location of the call; incurred at the specific request of the Customer. Payments for service provided in association with Company-issued Prepaid Accounts must be received by the Company or its authorized agent prior to the activation of the Customer's Prepaid Account.

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- (A) Charges for third party calls which are charged to a domestic telephone number will be included on the Billed Party's local exchange telephone company bill pursuant to billing and collection agreements established by the Company or its intermediary with the applicable telephone company.
- (B) Charges for credit card calls will be included on the Billed Party's regular monthly statement from the card-issuing company.
- (C) For Room Charge Calls (Time and Charges), when requested by the Authorized User, and authorized by the Aggregator, the charges will be provided to the Aggregator for inclusion on the hotel, motel, or hospital bill of the Authorized Users. In such cases, the Company will provide a record of the call detail and charges to the hotel, motel, or hospital for such billing purposes. The Aggregator is solely responsible for the collection of Room Charges from its guests, and remains liable to the Company for all Room Charge calls regardless of whether such charges are in fact collected from the Authorized User. Room charge calls are rated in accordance with the Real-Time Rate Table set forth in Section 3.5 herein.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.8 Payment for Service, (Cont'd.)**

**2.8.2 Payment for Service, (Cont'd.)**

- (J) In the event the Company must employ the services of attorneys for collection of charges due under this tariff or any contract for special services, Customer shall be liable for all costs of collection including reasonable attorney's fees and court costs.
- (K) The Company will not bill for unanswered calls in areas where Equal Access is available, nor will the Company knowingly bill for unanswered telephone calls where Equal Access is not available. In the event that an unanswered call is inadvertently billed due to the unavailability of Equal Access, the Company will cancel all such charges upon request or may credit the account of the Billed Party. Any call for which the billed duration exceeds one minute shall be presumed to have been answered.
- (L) In the event the Customer is overbilled, an adjustment will be made to the Customer's account and the Customer will be deemed to not owe overbilled amount. If the Customer is underbilled, the Customer is allowed to either pay in lump sum or in installments.
- (M) **Return Check Charge**
- A return check charge of \$25.00 will be assessed for checks returned for insufficient funds. Any applicable return check charges will be assessed according to the terms and conditions of the billing entity (i.e. local exchange company and/or commercial credit card company) and pursuant to Commission regulations. In addition, the Company reserves the right to place the Available Usage Balance for the Customers Prepaid Account on hold until the check or draft clears or is paid.

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**SECTION 2 - RULES AND REGULATIONS, (CONT'D.)**

**2.13 Denial of Access to Service by the Company**

The Company expressly retains the right to deny access to service without incurring any liability for any of the following reasons:

**2.13.1** Nonpayment of any sum due for service provided hereunder, where the Customer's charges remain unpaid more than ten (10) days following notice of nonpayment from the Company. Notice shall be deemed to be effective upon mailing of written notice, postage prepaid, to the Customer's last known address;

**2.13.2** Customer's acts or omissions that constitute a violation of, or a failure to comply with, any regulation stated in this tariff governing the furnishing of service, but which violation or failure to comply does not constitute a material breach or does not pose any actual threatened interference to the Company operations or its furnishing of service. The Company agrees to give Customer ten (10) days notice of such violation or failure to comply prior to disconnection of service; or

**2.13.3** The implementation of any order of a court of competent jurisdiction, or federal or state regulatory authority of competent jurisdiction, prohibiting the Company from furnishing such service; or

**2.13.4** Failure to pay a previously owed bill by the same Customer at another location.

**2.13.5** For non-payment of any amount past due to the Company by the Customer, including non-payment of a Customer Account Renewal of a fully depleted balance.

**2.13.6** When the Available Account Balance of a non-renewable account is depleted to a level insufficient to place a one-minute call to the location of least cost.

**2.13.7** When the established expiration date of the Prepaid Account is reached.

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**SECTION 3 - DESCRIPTION OF SERVICE AND MAXIMUM RATES, (CONT'D.)****3.10 Phone1 Toll Services****A. Phone1 Prepaid Calling Card with PIN Service**

Phone1 Prepaid Calling Card service allows the Customer to place calls on a prepaid basis while away from the home or office. The Customer must dial local or toll free access number and a special access code before completing the call. Calls are billed in one (1) minute increments with an initial calling period of one (1) minute. For calls made from a pay telephone, the Pay Telephone Surcharge applies in addition to the rates for the Pre-Paid Call.

**Local Access**

Maximum per minute rate: \$0.10

**Toll Free Access**

Maximum per minute rate: \$0.25

**Maximum Maintenance Fee:**

\$5.00 after first use

\$3.00 every 3 days thereafter

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**SECTION 3 - DESCRIPTION OF SERVICE AND MAXIMUM RATES, (CONT'D.)****3.10 Phone1 Toll Services, (Cont'd.)****B. Phone1 Club – PINLess Prepaid Toll Service**

Phone1 Club PINLess Prepaid Toll Service is an outbound calling plan that is accessed via a Company-designated local access or toll-free access number. Calls are billed in one (1) minute increments following a minimum billing period of one (1) minute. There is no monthly minimum usage and no per call charge. The plan does not require that the Customer be presubscribed to the Company, nor does it require an authorization code. The plan only requires that the calling number be recognized as belonging to a Customer account, who registers for the service via the Company's website or by contacting the Company's customer service. Calls from a number not registered or recognized require entering the Customer account number. Customers will be able to access call detail and billing records on-line via the Company's web site.

Maximum per minute rate: \$0.25

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**SECTION 3 - DESCRIPTION OF SERVICE AND MAXIMUM RATES, (CONT'D.)****3.10 Phone1 Toll Services, (Cont'd.)****C. Phone1 Club Prepaid Toll Service**

Phone1 Club Prepaid Toll Service is a direct dial prepaid outbound calling plan where the Company is selected by the Customers as the presubscribed carrier for registered telephone numbers through a Letter of Agency. Calls are billed in (1) minute increments following a minimum billing period of one (1) minute. There is no monthly minimum usage and no per call charge. Calls made away from presubscribed lines will require the use of an access number, require the Customer's appropriate account number and/or PIN. Customers will be able to access call detail and billing records on-line via the Company's web site.

Maximum per minute rate: \$0.25

(N)

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**SECTION 3 - DESCRIPTION OF SERVICE AND MAXIMUM RATES, (CONT'D.)****3.10 Phone1 Toll Services, (Cont'd.)****D. Residential and Business Toll Service**

Residential and Business Toll Service is a switched outbound service that is available to business and residential Customers for outbound calling from presubscribed lines. Calls are billed in one (1) minute increments after the initial minimum period of one (1) minute and originate and terminate on Customer-provided switched access lines. Rates are not mileage or time-of-day sensitive. Calls made away from presubscribed lines will require the use of an access number and PIN. Service will be direct billed by the Company.

Maximum per minute rate: \$0.25

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**SECTION 3 - DESCRIPTION OF SERVICE AND MAXIMUM RATES, (CONT'D.)****3.10 Phone1 Toll Services, (Cont'd.)****E. Phone1 Joint Use Pre-Authorized Card Service**

Phone1 Joint Use Pre-Authorized Card Service allows for outbound calling over the Phone1 network through a Company-approved joint use card with a commercial credit card institution. The card may be used for traditional non-telecommunications purchases, may be used for telephone calling via a toll free access number, or may be used for a combination of both telecommunications and non-telecommunications services. Calls are billed in one (1) minute increments after the initial minimum period of one (1) minute and originate and terminate on Customer-provided switched access lines. Rates are not mileage or time-of-day sensitive.

Maximum per minute rate: \$0.25

(N)

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**SECTION 6 - CURRENT PRICE LIST, (CONT'D.)****6.7 Phone1 Toll Services**

(N)

**A. Phone1 Prepaid Calling Card with PIN Service**

|                  |  |
|------------------|--|
| Local Access     |  |
| Per minute rate: | \$0.0182   |
| Toll Free Access |  |
| Per minute rate: | \$0.0382   |
| Maintenance Fee: | \$0.75 after first use<br>\$0.50 every 3 days thereafter |

**B. Phone1 Club – PINLess Prepaid Toll Service**

|                  |          |
|------------------|----------|
| Per minute rate: | \$0.0500 |
|------------------|----------|

**C. Phone1 Club Prepaid Toll Service**

|                  |          |
|------------------|----------|
| Per minute rate: | \$0.0500 |
|------------------|----------|

**D. Residential and Business Toll Service**

|                  |          |
|------------------|----------|
| Per minute rate: | \$0.0500 |
|------------------|----------|

**E. Phone1 Joint Use Pre-Authorized Card Service**

|                  |          |
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| Per minute rate: | \$0.0500 |
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